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11 December 1947

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TITLE 32 -- NATIONAL DEFENSE

Chapter I -- Secretary of Defense

Order Authorizing Transportation  
by Military and Naval Aircraft

Pursuant to the authority vested in me by the National Security Act of 1947 (act of July 26, 1947; Public Law 253, 80th Cong.) and Executive Order 9886 of August 22, 1947, it is hereby ordered as follows:

1. The Department of the Air Force and the Department of the Navy may provide air transportation, without reimbursement therefor, when the traffic is of official concern to the National Military Establishment.

2. In cases not covered by the preceding paragraph, the Department of the Air Force and the Department of the Navy may provide air transportation, with reimbursement therefor and subject to other restrictions thereon in accordance with the provisions of applicable law, when the traffic is of official concern to other Government departments or agencies, or to the legislative or the judicial branch of the Government, except as noted in paragraph 4.

3. In order to facilitate the transition from war to peace, non-governmental passengers and cargo not within the scope of the foregoing provisions may be furnished air transportation by the Department of the Air Force and the Department of the Navy, to or from places outside the continental United States, with reimbursement therefor at not less than the current commercial rates including taxes, upon certification by the Department of State or by the Department of the Army, Air Force or Navy acting for the Department of State, that the furnishing of such transportation is in the national interest, except as noted in paragraph 4.

4. As a general policy the aviation organization of the armed forces shall not be placed in a position of competing with United States commercial air transportation. Therefore, in no case will air transportation under the provisions of paragraphs 2 and 3 above be provided on any given route if the Civil Aeronautics Board certifies that, in its opinion, United States civil air carriers adequate to handle such traffic are in operation on that route.

5. The Secretaries of the Army, Navy, and Air Force shall prescribe appropriate joint regulations

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INSTRUCTIONS APPLY

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Trans. Explan

to carry out the purposes of this order.

6. This order shall be effective at 12:00 noon on 24 November 1947.

JAMES FORRESTAL  
Secretary of Defense.

November 18, 1947

(P.R. Dec. 47-10437; Filed, Nov. 25, 1947; 8:59 a.m.)